

PATENT

UNITED STATES PATENT AND TRADEMARK OFFICE
(Attorney Docket No. 01-034)

In Re Application of:)
Bacus, S.)
Serial No. 09/760,119)
Filed: January 12, 2001)
For: METHOD FOR DETERMING THE)
RESPONSE TO CANCER THERAPY)

)
Examiner: Canella, K.A.
)
Art Unit: 1643
)
Confirmation number: 1978
)

APPLICANT'S STATEMENT OF THE SUBSTANCE OF THE INTERVIEW
CONDUCTED ON JANUARY 23, 2009

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicant respectfully requests that the following Statement of the Substance of the Interview conducted on January 23, 2009 be made of record in this case. Applicant believes that this Statement is timely filed. If, however, this understanding is incorrect and a fee is due, please charge our Deposit Account No. 13-2490.

CERTIFICATE OF TRANSMISSION (37 C.F.R. 1.8a)

I hereby certify that this correspondence is being transmitted to the USPTO via the USPTO EFS on February 23, 2009.

Date: February 23, 2009

/Andrew W. Williams/
Andrew W. Williams

Substance of the Interview Conducted on January 23, 2009

An Examiner Interview was conducted via telephone on January 23, 2009. The participants were Examiner Karen A. Canella and Applicant's agent Andrew Williams. No exhibits were shown nor demonstrations conducted. All pending claims were discussed. No amendments to the claims were identified. Examiner Canella informed Applicant's agent that reference U.S. 2004/0058320 would be cited against claims 12, 14-16, and that the case would be reopened to apply the new rejection. No further matters were discussed.

If Examiner Canella believes it to be helpful, or disagrees with anything in Applicant's Interview Summary Statement, she is invited to contact the undersigned attorney by telephone at (312) 913-0001.

Respectfully Submitted,

Date: February 23, 2009

/Andrew W. Williams/

Andrew W. Williams
Reg. No. 48,644